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NO. 0528 P. 1

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November 19, 2008

FACSIMILE COVER SHEET

Date: November 19, 2008

Fax Number: 571-273-8300

Serial No.: 10/573,566

Mail Stop: AF

Confirmation No.: 4781

From: Kenneth W. Fields

Number of pages being transmitted, including this cover sheet: 15

Please direct all questions concerning this transmittal to Kenneth W. Fields (202-721-8200).

RE: Resubmission of Amendment After Final for Serial No 10/573,566

MESSAGE:

ATTACHED HEREWITH ARE THE FOLLOWING ITEMS:

- 1. Resubmission of Amendment After Final (2 pages)
- 2. Copy of Amendment After Final filed on November 12, 2008 (12 pages)

CONFIDENTIALITY NOTICE

This message is intended for the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the U.S. Postal Service.

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November 19, 2008

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Confirmation No. 4781

Takeshi OHTSUKA

Attorney Docket No. 2006_0384A

Serial No. 10/573,566

Group Art Unit 2185

Filed March 27, 2006

Examiner Mark A. Giardino, Jr

DRIVE DEVICE AND RELATED

Mail Stop: AF

COMPUTER PROGRAM

RESUBMISSION OF AMENDMENT AFTER FINAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE UNDER 37 CFR1.116 EXPEDITED PROCEDURE **EXAMINING GROUP-**

Sir:

Applicant is submitting herewith a copy of an Amendment After Final that was originally filed on November 12, 2008 in the above-identified application. This Amendment is being resubmitted because it does not appear as though all of the pages of the Amendment were properly entered into the image file wrapper.

In particular, Applicant notes that based upon a review of the PAIR system, while pages 1-6 and page 12 of the Amendment are present in the image file wrapper, it does not appear as though pages 7-11 were properly entered. Accordingly, Applicant kindly requests that the copy

of the Amendment attached hereto (pages 1-12) be entered into the image file wrapper and considered by the Examiner.

Regarding the resubmission of this amendment, while it is not believed by Applicant that any extension of time is necessary (it is noted that the Amendment filed on November 12, 2008 included a Certificate of Facsimile Transmission having a date of November 12, 2008). if such an extension of time is considered to be necessary by the USPTO, then Applicant authorizes the USPTO to charge the fee for such an extension of time to **Deposit Account No. 23-0975**.

If the Examiner has any questions regarding this matter, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

Respectfully submitted;

Takeshi OHTSUKA

Kenneth W. Fields

Registration No. 52,430

Attorney for Applicant

KWF/krg Washington, D.C. 20006-1021 Telephone (202) 721-8200 Facsimile (202) 721-8250 November 19, 2008

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Kenneth W. Fields

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Attorney Docket No. 2006_0384A

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<u>AMENDMENT AFTER FINAL</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT **ACCOUNT NO. 23-0975**

Sir:

In response to the Office Action of August 12, 2008, please amend the above-referenced U.S. patent application as follows: